

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA	§	
	§	
	§	
v.	§	NO. 3:17-CR-00174-K
	§	
XAVIER BARNES	§	
Defendant	§	

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

The Court referred the request for revocation of Defendant's Supervised Release to United States Magistrate Judge David L. Horan for consideration. The Court has received the Second Amended Report and Recommendation of the United States Magistrate Judge pursuant to its order. Defendant having waived allocution before this Court as well as his right to object to the Report and Recommendation of the United States Magistrate Judge, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct.

It is, therefore, **ORDERED** that the Magistrate Judge's Report is **ADOPTED** as the opinion and findings of the Court, however the Court reduces the sentence to 8 months custody. It is further **ORDERED** that the Defendant be committed to the custody of the Bureau of Prisons to be imprisoned for a term of 8 months, with no further term of Supervised Release to follow.

The Defendant shall receive credit for time served in federal custody prior to revocation. Further, the Court recommends that the defendant be allowed to serve his sentence in the Dallas-Fort Worth area.

SO ORDERED.

Signed December 11th, 2020.



ED KINKEADE
UNITED STATES DISTRICT JUDGE